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EPISTAR CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

EPISTAR CORPORATION,

Plaintiff,

vs.

PHILIPS LUMILEDS LIGHTING
COMPANY, LLC,

Defendant.

AND RELATED COUNTERCLAIMS

Case No. C 07-5194 CW

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE THE APRIL 1,
2008 CASE MANAGEMENT
CONFERENCE**

CMC Date: April 1, 2008
Time: 2:00 p.m.
Location: Courtroom 2, 4th Floor
Judge: Hon. Claudia Wilken

1 On January 31, 2008, defendant Philips Lumileds Lighting Company, LLC ("Lumileds")
 2 filed a motion to stay the above-entitled case in its entirety until the conclusion of a related
 3 investigation currently pending before the International Trade Commission. (*See* Dkt. Nos. 30-
 4 32.) In view of Lumileds' motion to stay, this Court continued the originally scheduled Initial
 5 Case Management Conference from February 12, 2008 until April 1, 2008. (Dkt. No. 26.) In
 6 addition, the Court continued the requirements set forth in Federal Rule of Civil Procedure 26 and
 7 Local Civil Rule 16. (*Id.*) The Court has now taken under submission Lumileds' fully briefed
 8 motion to stay and has stated that the motion will be decided on the papers. (*Id.*)

9 Under the current schedule, the parties are required to file a joint case management
 10 statement on March 25, 2008 in preparation for attending the April 1, 2008 Conference. In the
 11 interest of judicial economy and preserving the parties' resources, Epistar Corporation and
 12 Lumileds stipulate and jointly request that the Court continue these dates. Accordingly:

13 The parties hereby stipulate and agree that the initial case management conference be
 14 continued from April 1, 2008 to May 6, 2008. The parties shall file a joint case management
 15 conference statement April 29, 2008, seven calendar days prior to the conference pursuant to
 16 Civil Local Rule 16-9(a). The parties additionally stipulate and agree that requirements set forth
 17 in Federal Rule of Civil Procedure 26 and Local Rule 16 be continued accordingly.

18 Dated: March 25, 2008

MORGAN, LEWIS & BOCKIUS LLP

20 By: /s/ Amy M. Spicer
 21 Amy M. Spicer

22 Attorneys for Defendant and
 23 Counterclaimant
 24 PHILIPS LUMILEDS LIGHTING
 25 COMPANY, LLC
 26
 27
 28

1 Dated: March 25, 2008

AKIN GUMP STRAUSS HAUER & FELD

2 By: /s/ Yitai Hu

3 Yitai Hu

4 Attorneys for Plaintiff and
5 Counterdefendant
6 EPISTAR CORPORATION

7
8 **[PROPOSED] ORDER**

9 Pursuant to the parties' Stipulation above, the initial case management conference is
10 continued from April 1, 2008 to May 6, 2008. The parties shall file a joint case management
11 conference statement April 29, 2008, seven calendar days prior to the conference pursuant to
12 Civil Local Rule 16-9(a). In addition, requirements set forth in Federal Rule of Civil Procedure
13 26 and Local Rule 16 are continued accordingly.

14 **IT IS SO ORDERED.**

15 Dated:

16 CLAUDIA WILKEN
17 UNITED STATES DISTRICT JUDGE

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Amy M. Spicer, am the ECF user whose ID and password are being used to file this Stipulation to Continue the April 1, 2008 Case Management Conference. In compliance with General Order 45.X.B., I declare under the penalty of perjury under the laws of the United States of America that Yitai Hu has concurred in this filing.

Executed this 25th day of March 2008, at San Francisco, California.

/s/ Amy M. Spicer